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| APPLICATION NO.  | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|--|-------------|----------------------|---------------------|------------------|
| 10/589,543   | 10/31/2006  | Avery Li-Chun Wang   | LMRK-0036           | 8469             |
| 23377 7590 09/24/2010<br>WOODCOCK WASHBURN LLP<br>CIRA CENTRE, 12TH FLOOR<br>2929 ARCH STREET<br>PHILADELPHIA, PA 19104-2891 |             |                      |                     |                  |
| EXAMINER   |             |                      |                     |                  |
| SOBUTKA, PHILIP  |             |                      |                     |                  |
| ART UNIT   |             | PAPER NUMBER         |                     |                  |
| 2618   |             |                      |                     |                  |
| MAIL DATE  |             | DELIVERY MODE        |                     |                  |
| 09/24/2010   |             | PAPER                |                     |                  |

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

|   |                        |                     |
|---|------------------------|---------------------|
| <b>Response to Rule 312 Communication</b> | <b>Application No.</b> | <b>Applicant(s)</b> |
|   | 10/589,543             | WANG, AVERY LI-CHUN |
|   | <b>Examiner</b>        | <b>Art Unit</b>     |
|   | PHILIP J. SOBUTKA      | 2618                |

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

1. ☒ The amendment filed on 12 August 2010 under 37 CFR 1.312 has been considered, and has been:

- a) ☐ entered.
- b) ☐ entered as directed to matters of form not affecting the scope of the invention.
- c) ☐ disapproved because the amendment was filed after the payment of the issue fee.

Any amendment filed after the date the issue fee is paid must be accompanied by a petition under 37 CFR 1.313(c)(1) and the required fee to withdraw the application from issue.

- d) ☐ disapproved. See explanation below.
- e) ☒ entered in part. See explanation below.

Regarding the reasons for allowance, applicant's statements are correct. In paraphrasing the claim to state the reasons for allowance, the examiner inadvertently added an ambiguous, if not erroneous phrase. Therefore when considering the reasons for allowance of claim 16 in lines 8-9, the phrase "and taken at approximately the same time should be omitted. A new notice of allowance will not be issued since applicant's statement and this communication should clarify the record.

Regarding the listing of references, while applicant may be correct that these were considered in the PCT, there are specific requirements for submission of IDS statements to ensure that references will be printed on any issued patent. Applicant is advised to consult the MPEP for appropriate fees and certifications required and submit them as a new IDS.

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